IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

Bail Appl..No. 7251 of 2006()

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CRMP.3027/2006 of DISTRICT COURT, KASARAGOD
CRIME NO.737/06 OF KASARAGOD POLICE STATION

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PETITIONERS/ACCUSED

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1. B.K.ABDUL SATHAR,
   AGED 26 YEARS,
   S/O.KUNHAMBU, MUNEER MANZIL,
   NEAR SCOUT BHAVAN, P.O.VIDYANAGAR,
   KASARAGOD TALUK, KASARAGOD DISTRICT.

2. KUNHAMBOO, AGED 65 YEARS,
   S/O.ABDUL RAHIMAN, MUNEER MANZIL,
   NEAR SCOUT BHAVAN, P.O.VIDYANAGAR,
   KASARAGOD TALUK, KASARAGOD DISTRICT.

3. SAFOORA, AGED 50 YEARS,
   W/O.KUNHAMBOO, MUNEER MANZIL,
   NEAR SCOUT BHAVAN, P.O.VIDYANAGAR,
   KASARAGOD TALUK, KASARAGOD DISTRICT.

BY ADV. SRI.M.SASINDRAN
SRI.K.P.HARISH

RESPONDENTS: COMPLAINANT

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1. THE STATION HOUSE OFFICER,
   KASARAGOD POLICE STATION,
   (CR.NO.737/2006 OF KASARAGOD POLICE STATION),
   KASARAGOD DISTRICT.

2. STATE,
   REP. BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. RAMKUMAR, J.**

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**Bail Application NO.7251 of 2006**

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**Dated this the 7th day of December,2006.**

**O R D E R**

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos. 1 to 3 in Crime No.737 of 2006 of Kasaragod Police Station for offences punishable under Secs. 294(b), 452, 323, 403, 405, 354 and 506(ii) read with Section 149 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction to the said officer and subject to the following conditions:

1. Petitioners 1 and 2 shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

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